

SECOND REGULAR SESSION
SENATE COMMITTEE SUBSTITUTE FOR

SENATE BILL NO. 865

94TH GENERAL ASSEMBLY

Reported from the Committee on Small Business, Insurance and Industrial Relations, February 28, 2008, with recommendation that the Senate Committee Substitute do pass.

TERRY L. SPIELER, Secretary.

3277S.04C

AN ACT

To amend chapter 376, RSMo, by adding thereto one new section relating to prohibiting discrimination in life insurance based upon lawful travel destinations, with penalty provisions.

Be it enacted by the General Assembly of the State of Missouri, as follows:

Section A. Chapter 376, RSMo, is amended by adding thereto one new
2 section, to be known as section 376.502, to read as follows:

**376.502. 1. No life insurance company doing business within this
2 state shall deny or refuse to accept an application for life insurance,
3 refuse to renew, cancel, restrict, or otherwise terminate a policy of life
4 insurance, or charge a different rate for the same life insurance
5 coverage, based upon the applicant's or insured's past or future lawful
6 travel destinations. Nothing in this section shall prohibit a life
7 insurance company from denying an application for life insurance, or
8 charging a different premium or rate for such coverage under such
9 policy based on a specific travel destination where the denial or rate
10 differential is based upon sound actuarial principles or is related to
11 actual or reasonably anticipated experience.**

**12 2. A violation of the provisions of this section shall be an unfair
13 trade practice as defined by sections 375.930 to 375.948, RSMo, and
14 shall be subject to all of the provisions and penalties provided by such
15 sections.**

**16 3. The provisions of this section shall apply to any life insurance
17 policy issued or renewed on or after August 28, 2008.**

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